THE HON'BLE SMT JUSTICE T.MEENA KUMARI

AND

THE HON'BLE MR JUSTICE P.LAKSHMANA REDDY

WRIT APPEAL NO.1196 OF 2005

22nd August 2005

Between:

D.Koteswara rao, S/o.Late D.Subba Rao, Hindu, 36 years, R/o.Near Harey Rama Asramam, Enamadugu Village and Post, Kovur Mandal, Nellore District.

...PETITIONER

AND

1. The Chief General Manager, Bharat Sanchar Nigam Limited (Govt.of India Enterprise), Telecom A.P.Circle, Hyderabad.
2. The General Manager, Bharat Sanchar Nigam Limited, Nellore Telecom District, Nellore, Nellore District.

...RESPONDENTS

THE HON'BLE SMT JUSTICE T.MEENA KUMARI

AND

THE HON'BLE MR JUSTICE P.LAKSHMANA REDDY

WRIT APPEAL NO.1196 OF 2005

JUDGMENT: (Per the Hon'ble Smt Justice T.Meena Kumari)

The present Writ Appeal is filed against the dismissal order dated 22.03.2005 of the learned Single Judge in W.P.No.24494 of 2004.

The above said Writ Petition was filed seeking a Mandamus to declare the action of the first respondent in rejecting the claim of the petitioner for compassionate appointment based on the opinion of the High Power Committee vide proceedings No.TA/STA(R)/13-069/2003, dated 15.07.2003 and proceedings No.TA/STA(R)/13-069/2003/6, dated 23.12.2003 as arbitrary and illegal and a consequential direction to the respondents to provide job of any Group-D post to the petitioner on the ground

of compassionate appointment on medical invalidation.

When the matter has come up for hearing, the learned Standing Counsel appearing on behalf of the respondents has submitted the records. We have perused the minutes dated 30.06.2003 of the High Power Committee. We are not satisfied with the reasoning given by the High Power Committee.

Accordingly, the Writ Appeal is disposed of and the matter is remitted to the High Power Committee to reconsider it in the next meeting, without being influenced by any of the observations made by the learned Single Judge in the Writ Petition.

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(T.MEENA KUMARI, J)

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(P.LAKSHMANA REDDY, J)

22nd August 2005

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